IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
Criminal Misc. Bail Application No. 508 of 2006

Dharmendra Singh S/o Jai Bahadur Singh
R/o Vilalge Nekhara,
P.S. Sindoli
District Saharanpur, U.P. …. Applicant

Versus

State of Uttaranchal … Respondent.

Arising out of Case Crime No. 1 /2006
U/Ss 376/506 I.P.C.
Patwari Circle Bhatwari Sunar
District Rudraprayag.

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 1/2006, U/Ss 376/506 I.P.C., Patwari Circle Bhatwari Sunar, District Rudraprayag.

Heard Sri N.C. Gupta, learned counsel for the applicant, learned A.G.A. and perused the record.

According to the first information repot the prosecutrix Km. Geeta was subjected to gang rape by certain labourers who were doing some construction work at the place of the occurrence. The applicant is one of them.

Perusal of the record shows that Km. Geeta in her statement U/S 161 Cr.P.C. has specifically named the applicant as one of the rapist. Further the age of the prosecutrix, as per her dated of birth, appears to be 15 years, as in the School Register as well in the Pariwar Register, her date of birth has been mentioned as 6-7-1991.

Keeping in view the aforesaid circumstance, I do not think it just and proper to release the applicant on bail at this stage.

The bail application is accordingly rejected.

(B.C. Kandpal, J.)

Dated: 13.07.2006
ISB